

This Section for DOGM Use:

Assigned DOGM File No.: S 1009 10076

DOGM Lead: Leslie

Permit Fee \$ 150.00 Ck # 1256

Task

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291 Fax: (801) 359-3940

RECEIVED

DEC 23 2010

DIV. OF OIL, GAS & MINING

NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

The informational requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program.

Note on confidentiality: Information provided in the notice of intention relating to the location, size, or nature of the mineral deposit that is clearly marked confidential will be protected as confidential. Each page or map requested to be kept confidential must be stamped or marked as such. The requested confidential information must describe how the confidential material relates to the location size or nature of the mineral deposit; provide a written claim of business confidentiality; and/or include a concise statement of reasons supporting the claim of business confidentiality, unless disclosing the location of explosives or historic, prehistoric, paleontological, or biological resource that must be considered confidential under statute.

"Small Mining Operations" mining operations which have a disturbed area of five or less surface acres at any time.

I. GENERAL INFORMATION (Rule R647-3-104)

1. Name of Mine: MANILA STONE QUARRY
2. Legal name of entity (or individual) for whom the permit is being requested: LEL COMPANIES INC.
Mailing Address: P.O. Box 919
City, State, Zip: SALEM, UT 84653
Phone: 801-423-1565 Fax: 801-423-1205
E-mail Address: GAVINITE@MSN.COM

Type of Business: Corporation ☒ LLC () Sole Proprietorship (dba) ()
Partnership () General _____ or _____ limited
Or:
Individual ()

Entity must be registered (and maintain registration) with the State of Utah, Division of Corporations (DOC) www.commerce.utah.gov.

Are you currently registered to do business in the State of Utah? G ☒ Yes G No

Entity # 6236313-0142

If no, contact www.commerce.utah.gov to renew or apply.

Local Business License # _____ (if required)

Issued by: County _____ or City _____

3. **Contact Person(s)**
Name: GAVIN WRIGHT Title: _____
Address: 10939 S. LOAFER CANYON RD.
City, State, Zip: SALEM, VT 84653
Phone: 801 380 2830 Fax: 801 423 1205
Emergency, Weekend, or Holiday Phone: 801 423 1565
E-mail Address: GAVINITE@MSN.COM

Contact person to be notified for: permitting ☒ surety ☒ Notices ☒ (please check all that apply)

Name: BRAD MURRAY Title: _____
Address: 726 S. 500 W.
City, State, Zip: VERNAL, VT 84078
Phone: 435-790-7636 Fax: 435-789-7729
Emergency, Weekend, or Holiday Phone: 435-789-1691
E-mail Address: CYNTHIAMURRAY60@YAHOO.COM

Contact person to be notified for: permitting () surety () Notices ☒ (please check all that apply)

Registered Utah Agent (as identified with the Utah Department of Commerce) (if individual leave blank):

Name: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

4. **If Business is a Sole Proprietor:**

Name of Owner: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

If Business is a Corporation:

Name of Officers: GAVIN WRIGHT Title: PRESIDENT
LARRY WRIGHT Title: VICE-PRESIDENT
L.D. WRIGHT Title: OFFICER
DANIELLE WRIGHT Title: DIRECTOR
Headquarters Address: 10939 S. LOAFER CANYON RD.
City, State, Zip: SALEM, VT 84653
Headquarters Phone: 801 423-2363 Fax: 801 423-1205
E-mail Address: GAVINITE@MSN.COM

If Business is a Limited Liability Company: Member Managed G Manager Managed G

Name of 1st Member/Manager: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

Name of 2nd Member/Manager: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

If Business is a Partnership:

Name of Partner: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

5. Ownership of Land Surface:

Private (Fee) G Public Domain (BLM) G National Forest (USFS) G
State Trust Land/School Sections ☒ State Sovereign Lands G

Other (please describe): _____

Name SITLA Address 675 E. 500 S. SUITE 500 SLL, UT 84102

Name _____ Address _____

Name _____ Address _____

Name _____ Address _____

6. Ownership of Minerals:

Private (Fee) G Public Domain (BLM) G National Forest (USFS) G
State Trust Land/School Sections ☒ State Sovereign Lands G

Other (please describe): _____

Name SITLA Address 675 E. 500 S. SUITE 500, SLL, UT 84102

Name _____ Address _____

Name _____ Address _____

Name _____ Address _____

BLM Lease or Project File Number(s) and/or USFS assigned Project Number(s): _____

BLM Claim Numbers _____

Utah State Lease Number(s): SITLA LEASE # 51832

Name of Lessee(s) BRAD MURRAY ? LGL COMPANIES INC.

7. Have the above surface and mineral owners been notified in writing?

Yes ☒ No _____

If no, why not? _____

Please be advised that if State Trust Lands are involved, notification to the Division of Oil, Gas and Mining alone does not satisfy the notification requirements of Mineral Leases upon State Trust Lands. Exploration or mining activity on State Trust Lands requires a minimum of 60 days notice to the Trust Lands Administration **prior** to commencing any activities. Please contact the School Institutional Trust Lands Administration (SITLA) at (801) 538-5508 for notification requirements.

8. Does the Entity have legal right to enter and conduct mining operations on the land covered by this notice? Yes _____ No ☒

AFTER 60 DAYS NOTICE WAITING PERIOD
IS UP ENTITY WILL HAVE LEGAL RIGHT
TO ENTER

II. **PROJECT LOCATION & MAP** (Rule R647-3-105)

1. **Project Location & Map** (legal description):

County(ies): DAGGETT

____ 1/4, of NW 1/4, of NE 1/4: Section: 6 Township: 2N Range: 20E
____ 1/4, of SW 1/4, of NE 1/4: Section: 6 Township: 2N Range: 20E
____ 1/4, of ____ 1/4, of ____ 1/4: Section: ____ Township: ____ Range: ____

UTM East _____ (if known) UTM North _____ (if known)

Name of Quad Map for Location: DUTCH JOHN

2. **Location and Operations maps** must be plotted at a scale to accurately identify locational landmarks and operations details. All maps must include a north arrow, scale, appropriate labels, and title box including the mine name, township, range and section.

a. The **general location map** must be the scale of a USGS 7.5 minute series map or equivalent (1"=2000') and identify new or existing access roads.

b. The **operations map** (1"=200' or other scale as determined necessary by the Division) must be labeled and identify:

- The area to be disturbed;
- The location of any existing or proposed operations including access roads, drill holes, trenches, pits, shafts, cuts, or other planned activities; and
- Any adjacent previous disturbance for which the operator is not responsible.

(Contact the Division for a list of consultants and land surveyors for mapping assistance.)

3. The proposed (5 acre or less) disturbed area (including access/haul roads) should be marked in the field ON THE GROUND with metal T-Posts (or with some other marker of equal effectiveness). Markers should be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.

III. **OPERATION PLAN** (Rule R647-3-106)

1. **Type of mining:** Surface ☒ Underground ☐

2. **Mineral(s) to be mined:** DECORATIVE BUILDING LIMESTONE

3. **Amount of material** to be extracted, moved, or proposed to be moved: ABOUT 18,000 YARDS

4. Will any **water, liquid chemicals, reagents, or other solutions** be used, produced or discharged as part of the mining or milling process?

Yes ☐ No ☒ If yes, please describe (add extra pages if needed) _____

5. Provide a brief description of the proposed mining operation and onsite processing facilities (add extra pages if necessary). PLEASE SEE ATTACHED
DESCRIPTION OF OPERATION PLAN.

6. ☒ **New Road(s):** Length 400 (ft) Width 14 (ft)

7. ☐ **Improved Road(s):** Provide a description of the improvements that need to be made to existing roads to access the site, including the Length _____ (ft) and Width _____ (ft) of new disturbances.

NONE

8. Total project surface acreage to be disturbed: 3.0 (acres) PLEASE SPECIFY EXACT ACREAGE - (this will be used to determine surety bond amount - see #VI).

9. Proposed startup date (month, year) FEB, 2011

10. Proposed completion date, if known (month, year) ?

IV. OPERATION AND RECLAMATION PRACTICES (Rule R647-3-107, 108 & 109)

The reclamation and operation obligation is to keep the area clean and safe, minimize hazards to public safety, return the land to a useful condition, and reestablish at least 70 percent of the premining vegetative ground cover or within practical limits. To accomplish this, the Permittee / Operator will need to perform reclamation concurrently, or at the completion (within one (1) year) of mining. Please refer to The Practical Guide to Reclamation in Utah, available at https://fs.ogm.utah.gov/pub/MINES/Coal_Related/RecMan/Reclamation_Manual.pdf.

1. Keep the mining operation in a safe, clean, and environmentally stable condition.
2. Permanently seal all shafts and tunnels to prevent unauthorized or accidental entry.
3. Plug drill holes with a five foot cement surface plug. Holes that encounter fluids are to be plugged in the subsurface to prevent aquifer contamination.
4. Construct berms, fences, or barriers, when needed, above highwalls and excavations.
5. Remove, isolate, or neutralize all toxic materials in a manner compatible with federal and state regulations.
6. Remove all waste or debris from stream channels.
7. Dispose of any trash, scrap metal, wood, machinery, and buildings.
8. Conduct mining activities so as to minimize erosion and control sediment.
9. Reclaim all roads that are not part of a permanent transportation system.
10. Stockpile topsoil and suitable overburden prior to mining.

11. Stabilize highwalls by backfilling or rounding to 45 degrees or less, where feasible; reshape the land to near its original contour, and redistribute the topsoil and suitable overburden.
12. Properly prepare seedbed to a depth of six inches by pocking, ripping, discing, or harrowing. Leave the surface rough.
13. Reseed disturbed areas with adaptable species. (The Division recommends a mixture of species of grass, forb, and browse seed, and will provide a specific species list if requested.)
14. Plant the seed with a rangeland or farm drill, or broadcast the seed. Fall is the preferred time to seed.

V. VARIANCE REQUEST (Rule R647-3-110)

Any variance request must be approved in writing by the Division

Any planned deviations from Rules R647-3-107, Operation Practices, R647-3-108, Hole Plugging Requirements, or R647-3-109, Reclamation Practices, as summarized above (see IV. Operation and Reclamation Practices Item # 1-14), should be identified below listing applicable rule number. Give justification for the variance(s) and alternate methods or measure to be utilized. Written approval from the Division will be given, if the proposed alternative methods to be used are consistent with the Act.

Are variances being requested? Yes ☒ No ☐

1st Variance Requested

Item # 11 Applicable Rule # R647-3-109
 Justification: EXISTING ROAD CUT IN ROCK IS ABOUT 90° (SEE PHOTOS A & B)
 Alternate methods or measure to be utilized: NEW ROAD CUT / HIGHWALL WILL BE 80° OR LESS

2nd Variance Requested

Item # 12-14 Applicable Rule # R647-3-109
 Justification: UDOT MAY NOT WANT RIGHT OF WAY PLANTED
 Alternate methods or measure to be utilized: IF THE DOT DOES NOT WANT THE RIGHT OF WAY PLANTED WE WILL LEAVE IT GRAVEL.

3rd Variance Requested

Item # _____ Applicable Rule # _____
 Justification: _____
 Alternate methods or measure to be utilized: _____

Attach additional page if more variances are requested.

VI. SURETY (Utah Code Ann. §40-8-7(1)(c))

A reclamation contract and surety must be provided to and approved by the Division prior to commencement of operations. No surface disturbance is authorized until the surety is posted and approved in writing. The surety may be provided in the form of a certificate of deposit, a letter of credit, a surety bond, or cash. Please contact the Division for further information about submitting the surety. All mining operations are required to furnish and maintain reclamation surety to guarantee that the land affected is reclaimed (Utah Code Ann. §40-8-7(1)(c)).

The reclamation surety amount is based on the nature, extent and duration of operations. The amounts are based on data from current large mine surety and are used as a general guide, along with actual site conditions. Reclamation surety for small mines is reviewed every three (3) or five (5) years and adjusted as necessary for inflation/deflation based upon acceptable Costs Index. **Contact the Division for the dollar amount required for a three (3) or five (5) year period for this project.**

VII. PERMIT FEE (Utah Code Ann. §40-8-7(1)(i))

A permittee's authorization under a notice of intention to conduct small mining operations shall require the paying of permit fees as authorized by the Utah Legislature (R647-3-102.5). Permit fees are assessed to new and existing small mining operations, and annually thereafter, until the project disturbances are successfully reclaimed by the Permittee / Operator and released by the Division.

Small Mine Notices require a \$150.00 fee, which must accompany this application, or the Division cannot process it.

VIII. SIGNATURE REQUIREMENT

CERTIFICATION

I state under penalty of perjury under the laws of the state of Utah and the United States of America that:

- a. I have read this form and declare the information, statements and/or documentation are true, correct and complete to the best of my knowledge and belief; AND
- b. I commit to the reclamation of the aforementioned small mining project as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.
- c. **This certification must be signed by:** (1.) an executive officer if the applicant is a corporation; (2.) a partner if applicant is a partnership (general or limited); (3.) the owner if applicant is a sole proprietorship; or (4.) the member or manager if applicant is a limited liability company.

Signature: _____

Date: 12-20-2010

Name (typed or printed): _____

GAVIN WRIGHT

Title/Position (if applicable): _____

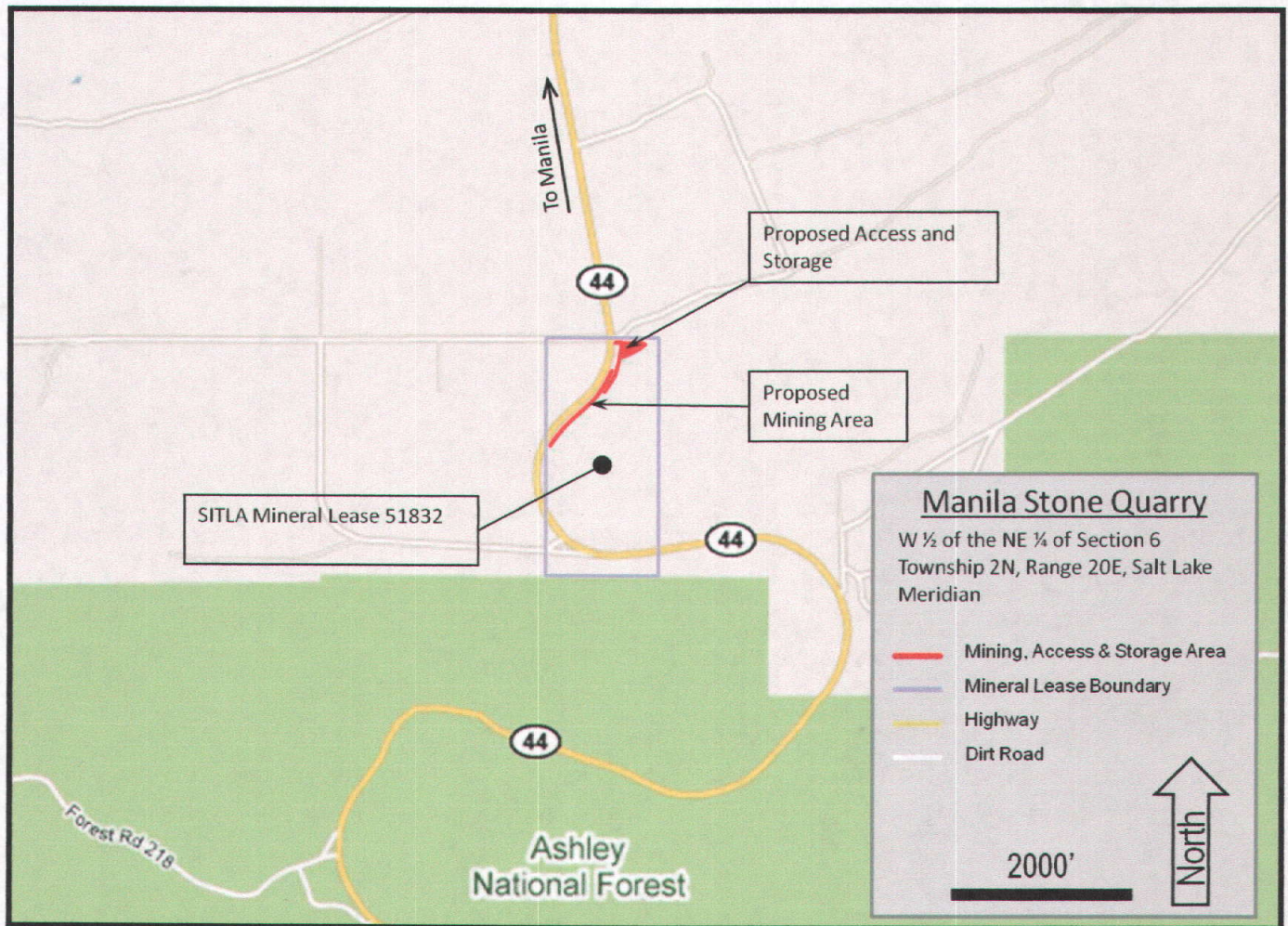
PRESIDENT LBL COMPANIES INC.

O:\FORMS\notices\Final\smo-09212009.doc

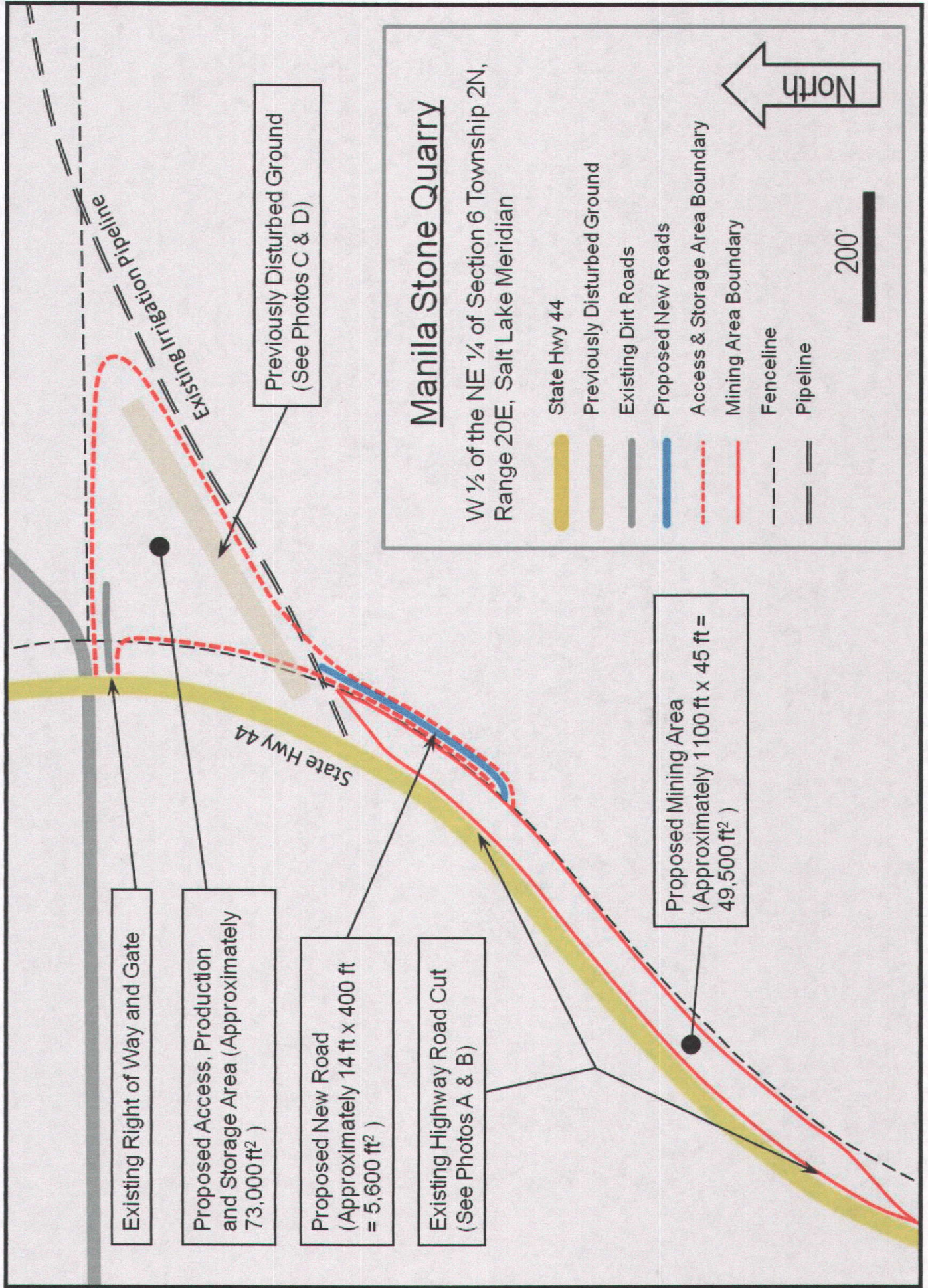
Satellite Image of SITLA Mineral Lease 51832



Location Map



Operation Plan



Description of Operation Plan

Most of our initial work is expected to take place on the state road right of way, on which we plan to remove material from the existing road cut, working our way east, and extending the road cut back toward the fence. We have been in contact with some people from UDOT, and they seem to like that idea because there is a lot of falling rock on that road cut that they often have to clean up. Just east of the state road right of way, and adjacent to an irrigation water line there is a strip of previously disturbed ground that we plan to level off and incorporate into our access, processing, and storage area. This area will be used to process, store, and ship our materials, as well as provide access to our planned mining area. Here we will set up a rock guillotine, a pallet scale, and a portable office. After the rock has been mined by the use of a track hoe, it will be transported by means of a loader to the processing area. Here the rock will be chopped to the desired size, stacked on pallets, weighed, recorded and stored until shipment.

Photo A: Existing road cut, looking north along Highway 44.



Photo B: Existing road cut, looking east across Highway 44.



Photo C: View of previously disturbed land, looking northeast from fence line.



Photo D: Previously disturbed land, looking southwest toward Highway 44.



LGL *Companies Inc.*

P.O. BOX 919 SALEM, UTAH 84653

J.R Broadbent and Associates
PO Box 58627
Salt Lake City, UT
84158

11/15/2010

RE: Materials Permit 51832 and Grazing Permit 21541 near Manila, UT

Greetings J.R Broadbent and Associates,

We have recently obtained a lease from the School Institutional Trust Lands Administration for building limestone materials located on the W ½ of the NE ¼ of section 6, Township 2N, Range 20E, of the Salt Lake Meridian. The said land is about 4 miles south of Manila, UT along the east side of State Road 44 and covers approximately 78 acres. We have been informed by the State Institutional Trust Lands Administration (SITLA) that you recently had a grazing permit on or near the lands included in our lease.

We wanted to touch base with you, and share a brief overview of our plans. Although our lease covers about 78 acres, we do not plan on disturbing more than 5 acres of previously undisturbed land at a time. Most of our initial work is expected to take place on the state road right of way, on which we plan to remove material from the existing road cut, working our way east, and extending the road cut back toward the fence. There is an acre or so of previously disturbed ground, just east of the state road right of way, and adjacent to an irrigation water line, that we plan to level off and use for the palletization and storage of our materials.

Although we anticipate very little disturbance of the grazing lands, we would like to meet with you and discuss our plans of access and operations to ensure that your interests are protected, and avoid any problems in the future. Please mail, email, or call me, so that we can get together and discuss any concerns.

Best Regards,

Gavin Wright

LGL Companies Inc.
Email: gavinite@msn.com
Cell: 801-380-2830